

Remarks

The foregoing amendments to the claims are believed to place the claims into condition for immediate allowance or into better condition for consideration on appeal. Moreover, the amendments do not raise new issues for consideration by the Examiner. Entry of the present amendment and reconsideration of this application is respectfully requested.

Upon entry of the foregoing amendment, claims 33-43, 46, 47, 51, 52, 58-61, 71, 76 and 79-82 are pending in the application, with 33, 42, 46, 58, and 79 being the independent claims. Claim 83 is sought to be cancelled without prejudice to or disclaimer of the subject matter therein. These changes are believed to introduce no new matter, and their entry is respectfully requested.

Based on the above amendment and the following remarks, Applicants respectfully request that the Examiner reconsider all outstanding objections and rejections and that they be withdrawn.

Rejections under 35 U.S.C. § 112

Claims 33-43, 46, 47, 51, 52, 76, 82, and 83 have been rejected under 35 U.S.C. § 112, first paragraph, "because the specification, while being enabling for treating the five named leukemia diseases of claim 82, breast, and cervical carcinomas, does not reasonably provide enablement for treating all other claimed cancers or inflammatory diseases." Office Action, page 3. Applicants respectfully traverse this rejection.

Claim 83 has been canceled, rendering this aspect of the rejection moot. Claims 33, 42, and 46 have been amended to indicate that the diseases to be treated are selected from the group consisting of Hodgkin's disease, non-Hodgkin's lymphoma, acute

lymphocytic leukemia, chronic lymphocytic leukemia, breast carcinoma, cervical carcinoma, chronic granulocytic leukemia, acute granulocytic leukemia, and hairy cell leukemia. Applicants respectfully submit that the rejection has been rendered moot. Therefore, Applicants respectfully request that the rejection be withdrawn.

Conclusion

All of the stated grounds of objection and rejection have been properly traversed, accommodated, or rendered moot. Applicants therefore respectfully request that the Examiner reconsider all presently outstanding objections and rejections and that they be withdrawn. Applicants believe that a full and complete reply has been made to the outstanding Office Action and, as such, the present application is in condition for allowance. If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided.

Prompt and favorable consideration of this Amendment and Reply is respectfully requested.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

A handwritten signature in black ink, appearing to read "Robert A. Schwartzman". The signature is fluid and cursive, with a long, sweeping underline.

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